

"FULLY EXECUTED"

AGREEMENT NUMBER 98-T1652	AMENDMENT NUMBER 2
REGISTRATION NUMBER 3960070K 39917.2	

1. This Agreement is entered into between the State Agency and the Contractor named below

SFUND RECORDS CTR
2075933

STATE AGENCY'S NAME

Department of Toxic Substances Control

CONTRACTOR'S NAME

U.S. Environmental Protection Agency (Superfund)

2. The term of this

Agreement is: August 31, 1998 through August 31, 2010

3. The maximum amount \$812,100.00

of this Agreement is: Increase dollar amount by \$423,000.00.

4. The parties agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

INCREASE dollar amount by \$423,000.00 from an amended amount not to exceed \$389,100.00 to a further amended amount not to exceed \$812,100.00. The purpose of this amendment is to provide funding to continue work at the Modesto Groundwater Site.

ADD amended Scope of Work, 2 pages, and by this reference made a part hereof.

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR

CALIFORNIA
Department of General Services
Use Only

CONTRACTOR'S NAME (If other than an individual, state whether a corporation, partnership, etc.)

U.S. Environmental Protection Agency (Superfund)

BY (Authorized Signature)

Please see attached for official signature.

DATE SIGNED (Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

Keith Takata Director

ADDRESS Superfund Division
75 Hawthorne Street, SFD-1
San Francisco, CA 94105

STATE OF CALIFORNIA

AGENCY NAME

Department of Toxic Substances Control

BY (Authorized Signature)

Please see attached for official signature.

DATE SIGNED (Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

Sandra Poindexter Chief, Contracts and Business Management Branch

ADDRESS

P.O. Box 806
Sacramento, CA 95812-0806

APPROVED

JUN 28 2005

DEPT OF GENERAL SERVICES

☐ Exempt Per

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
STATE SUPERFUND CONTRACT AMENDMENT # 2
MODESTO GROUNDWATER CONTAMINATION SUPERFUND SITE

This State Superfund Contract Amendment # 2 amends the State Superfund Contract signed by the Environmental Protection Agency and the California Department of Toxic Substances Control which was approved by the California Department of General Services on September 18, 1998. . This Amendment supersedes State Superfund Contract Amendment #1 which was approved by the Department of General Services on June 29, 2004.

The State Superfund Contract shall be amended as noted below.


The sixth (6th) sentence of Section 16(B)(i) which states:

“The State assures payment of its cost share obligation for actual interim remedial action costs and operation and maintenance costs at the Site, which shall be settled at reconciliation pursuant to paragraph 32 below, and which shall not exceed \$240,000.”

shall be deleted and replaced by the following:


“The State assures payment of its cost share obligation for actual interim remedial action costs and operation and maintenance costs at the Site, which shall be settled at reconciliation pursuant to paragraph 32 below, and which shall not exceed \$812,100.”

For the purpose of this Amendment # 2, EPA shall invoice the State 10% of the operation and maintenance costs for the soil vapor extraction (SVE) system for costs incurred on or before the August 19, 2003 SVE system “operational and functional” date and 100% of the operation and maintenance costs for the SVE system after August 19, 2003. All other terms and conditions of the State Superfund Contract shall remain unchanged.

Handwritten signature and initials


In witness whereof, the parties hereto have executed this Amendment # 2 in five (5) copies, each of which shall be deemed an original.


UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



Keith Takata, Director
Hazardous Waste Management Division
U.S. Environmental Protection Agency, Region IX


5-26-05
Date

STATE OF CALIFORNIA



B.B. Blevins, Director
Department of Toxic Substances Control
California Environmental Protection Agency

5-26-05
Date



Sandra Poindexter, Chief
Contracts & Business Management Branch
Department of Toxic Substances Control
California Environmental Protection Agency

5-26-05
Date

Department of General
Services Use Only

DEPARTMENT OF TOXIC
SUBSTANCES CONTROL

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